

HOUSE BILL 2170
By Turner M

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 39, relative to sexual offender registration and monitoring.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-39-103, is amended by adding the following language as a new, appropriately designated subsection:

(c) Within ten (10) days of release on probation, parole, or any other alternative to incarceration or within ten (10) days following discharge from incarceration without supervision the releasing authority shall send the name of the sexual offender to TBI headquarters in Nashville together with other information concerning the offender as may be required by rules promulgated by the TBI in accordance with the provisions of the Uniform Administrative Procedures Act compiled in title 4, chapter 5.

SECTION 2. Tennessee Code Annotated, Section 40-39-103(a), is amended by adding the following language at the end of the subsection:

The sexual offender shall be assessed a one hundred dollar (\$100) registration fee to be paid at the time the initial registration/monitoring form is delivered to the TBI headquarters; provided, that the TBI is authorized to waive such requirement if the sexual offender is indigent or to enter into an arrangement with the sexual offender to pay the registration fee in installments.

SECTION 3. Tennessee Code Annotated, Section 40-39-108(a), is amended by adding the following language at the end of the subsection:

Provided, however, knowing failure to deliver the initial registration/monitoring form to TBI headquarters in accordance with § 40-39-103 constitutes a Class E felony and, if the offender is on probation, parole, or any other alternative to incarceration, then

such failure shall also constitute sufficient grounds for, and may result in, revocation of probation, parole, or any other alternative to incarceration.

SECTION 4. This act shall take effect July 1, 2004, the public welfare requiring it.